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U.S. COURTS
ON AUG 26 PM 4:57
REC'D _____ FILED _____
CARMERON S. BROWN
CLERK, IDAHO _____

6 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 vs.

12 AMY RENEE FLUCKINGER a.k.a.
13 AMY BROWN

14 Defendants.

Case No. CR-03-217-E-BLW

SUPERSEDING INDICTMENT

21 U.S.C. § 841(a)(1)
21 U.S.C. § 841(b)(1)(B)
21 U.S.C. § 846

16 The Grand Jury charges:

18 COUNT ONE
19 **CONSPIRACY TO POSSESS/DISTRIBUTE A CONTROLLED SUBSTANCE**
(21 U.S.C. § 846, 841(a)(1) and (b)(1)(B))

20 From on or about May 10, 2001 to January 18, 2002, within the District of Idaho and
21 elsewhere, the defendant herein, AMY RENEE FLUCKINGER a.k.a. AMY BROWN, did
22 knowingly and intentionally combine, conspire, confederate and agree with other persons both
23 known and unknown to the Grand Jury to possess with the intent to distribute and distribute a
24 controlled substance, that is, 50 grams or more, or more specifically 226 grams of a mixture or
25 substance containing a detectable amount of methamphetamine, a schedule II controlled substance,
26 in violation of Title 21, United States Code, Sections, 846 and 841(a)(1) and (b)(1)(B).

1
2 **Acts in Furtherance of the Conspiracy**

3 In furtherance of the criminal conspiracy and to effect the object thereof, in the District of
4 Idaho and elsewhere and on or about the dates set forth below, the defendant and other associates
5 and/or coconspirators, both known and unknown to the Grand Jury, committed and/or caused to be
6 committed acts in furtherance of the conspiracy, including, but not limited to, the following:

7 **(a) Acts Category No. 1 -**

8 On or about May 10, 2001, within Bannock County, in the District of Idaho, the
9 defendant, AMY RENEE FLUCKINGER a.k.a. AMY BROWN, was contacted by co-
10 conspirator Benjamin Quinonez and the two agreed to meet the next day for Quinonez to
11 supply the defendant with methamphetamine for distribution to other persons.

12 **(b) Acts Category No. 2 -**

13 On or between May 11, 2001, and January 9, 2002, within Bannock County, in the
14 District of Idaho, the defendant, AMY RENEE FLUCKINGER a.k.a. AMY BROWN,
15 received 50 grams or more of a mixture of methamphetamine from co-conspirators,
16 including Benjamin Quinonez, for further distribution to other persons.

17 **(c) Acts Category No. 3 -**

18 On or about January 18, 2002, within Bannock County, in the District of Idaho, the
19 defendant, AMY RENEE FLUCKINGER a.k.a. AMY BROWN, met with co-conspirator
20 Gloria Barajas for purposes of making payment for methamphetamine supplied to the
21 defendant by co-defendant Quinonez for distribution to other persons.

22
23 **COUNT TWO**

24 **DRUG POSSESSION/DISTRIBUTION**
25 **(21 U.S.C. §§ 841(a)(1) and (b)(1)(B))**

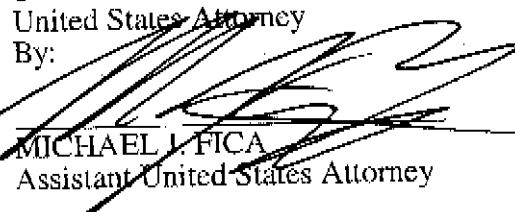
26 On or between May 10, 2001, and January 18, 2002, within Bannock County, in the District
27 of Idaho, the defendant, AMY RENEE FLUCKINGER a.k.a. AMY BROWN, did knowingly and
28 intentionally possess with intent to distribute, and distribute, 50 grams or more, or more specifically

1 at least 226 grams of a mixture or substance containing a detectable amount of methamphetamine.
2 a schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1)
3 and (b)(1)(B).

4 DATED this 24 day of August, 2004.

5 A TRUE BILL:

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7 
8 FOREPERSON

9 THOMAS E. MOSS
10 United States Attorney
11 By: 

12 MICHAEL J. FICA
13 Assistant United States Attorney
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CRIMINAL COVERSHEET

DEFENDANT'S NAME: Amy Renee Fluckinger
aka Amy Brown

Juvenile: No

DEFENDANT'S
STREET ADDRESS:

Service
Type: Non-Secret / Notice

DEFENSE ATTORNEY: Kelly Kumm
Address 1305 E. Center
Pocatello, ID 83201
Telephone No.: 232-4051

Interpreter: No
If yes, language:

INVESTIGATING
AGENCY & AGENT: Gary Brush
Idaho State Police

CASE INFORMATION: (List any miscellaneous, magistrate, CVB or other related defendants/case numbers.)

CRIMINAL CHARGING INFORMATION

Complaint	<input type="checkbox"/> Indictment	Information	<input checked="" type="checkbox"/> Superseding Indictment
<input checked="" type="checkbox"/> Felony	<input type="checkbox"/> Class A Misdemeanor	<input type="checkbox"/> Class B or C Misdemeanor (Petty Offense)	
County of Offense: Bannock		Estimated Trial Time: 5 days	

TITLE/SECTION	COUNTS	BRIEF DESCRIPTION	PENALTIES (Include Supervised Release and Special Assessments)
21 U.S.C. §§ 846, 841(a)(1)(B)	1	Conspiracy to Possess/Distribute a Controlled Substance	Between 5-40 years incarceration and/or \$2,000,000 fine, 7 years supervised release, and \$100 special assessment
21 U.S.C. §§ 841(a)(1) and (b)(1)(B), 18 U.S.C. § 2	2	Drug Possession/Distribution	Between 5-40 years incarceration and/or \$2,000,000 fine, 7 years supervised release, and \$100 special assessment

Date: August 24, 2004

AUSA: Michael J. Fica
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